



House of Representatives

File No. 838

General Assembly

January Session, 2015

(Reprint of File No. 326)

House Bill No. 6971
As Amended by House Amendment
Schedule "A"

Approved by the Legislative Commissioner
May 15, 2015

AN ACT CONCERNING THE USE OF A GLOBAL POSITIONING SYSTEM.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2015*) (a) A person is guilty of
2 electronic stalking when such person recklessly causes another person
3 to reasonably fear for his or her physical safety by wilfully and
4 repeatedly using a global positioning system or similar electronic
5 monitoring system to remotely determine or track the position or
6 movement of such other person.

7 (b) Electronic stalking is a class B misdemeanor.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2015</i>	New section
-----------	------------------------	-------------

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note**State Impact:**

Agency Affected	Fund-Effect	FY 16 \$	FY 17 \$
Resources of the General Fund	GF - Potential Revenue Gain	Less than 10,000	Less than 10,000

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill eliminates the original bill and the associated fiscal impact. The bill creates a new offense of electronic stalking and results in a potential revenue gain of less than \$10,000 annually beginning in FY 16.

House "A" strikes the language of the underlying bill and replaces it with language that results in the impact described above.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.

OLR Bill Analysis**HB 6971 (as amended by House "A")******AN ACT CONCERNING THE USE OF A GLOBAL POSITIONING SYSTEM.*****SUMMARY:**

This bill creates the crime of electronic stalking and makes it a class B misdemeanor punishable by imprisonment for up to six months, a fine of up to \$1,000, or both. A person commits this crime when he or she willfully and repeatedly uses a global positioning system (GPS) or similar electronic monitoring system to remotely determine or track another person's position or movement, thereby recklessly causing the individual to reasonably fear for his or her physical safety.

Under a separate law, unchanged by the bill, a person is guilty of 3rd degree stalking when he or she recklessly causes someone to reasonably fear for his or her physical safety by willfully and repeatedly following or lying in wait for the other person. This crime is a class B misdemeanor.

*House Amendment "A" (1) makes electronic stalking a separate crime instead of part of existing law's 3rd degree stalking statute, (2) adds GPS by name, and (3) adds the remote tracking language.

EFFECTIVE DATE: October 1, 2015

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable

Yea 23 Nay 2 (03/17/2015)

Judiciary Committee

Joint Favorable

Yea 37 Nay 1 (04/20/2015)